THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19249 OF 2005

DATED:31.8.2005

Between:

M.Ashok Chari,

S/o.Late M.Pentaiah,

R/o.H.No.1-11-110/98/1,

Shyamlal Buildings, Begumpet

Hyderabad

…Petitioner

And

The Manager,

Hyderabad Metropolitan Water Supply and Sewerage Board,

Prakash Nagar, Begumpet,

Hyderabad-16

…Respondent

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ORDER:

The petitioner is a resident of Shyamlal Buildings, Begumpet, Hyderabad. He was availing water supply from Hyderabad Metropolitan Water Supply and Sewerage Board (HMWSSB), the respondent herein. According to the petitioner, in November 2004, the respondent took away the meters, allegedly without any notice and without assigning any reasons. The petitioner approached the respondent several times in vain requesting to reconnect the water meters and also the particulars of the amounts due by the petitioner. There was no response and the petitioner was not issued any bills. Therefore, he filed the Writ Petition seeking a direction to the respondent to reconnect the four water meters particulars of which are mentioned in the affidavit and direct the respondent to issue water charges bills regularly.

Even according to the petitioner, the meters were removed by the Manager in November, 2004, but particulars are not given in the affidavit. Curiously, the petitioner except stating that he approached the respondent several times for reconnection as well as procuring bills, he did not seek any redressal before appropriate forum. After one year, he approached this Court invoking power under Article 226 of the Constitution of India. In plain terms, such Writ Petition is not maintainable. If Manager of HMWSSB removed meters and did not discharge his obligation by issuing bills, nothing prevented the petitioner to approach the higher authorities like General Manager. The petitioner availed water supply – it is not denied before this Court; and after period of one year approached this Court. This conduct of the petitioner does not enable this Court to exercise extraordinary discretionary jurisdiction.

The Writ Petition is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

31.8.2005

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